



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: December 16, 2015

CBCA 4593

EISG, INC.,

Appellant,

v.

INTERNATIONAL BOUNDARY AND WATER COMMISSION,

Respondent.

John C. Dulske, Joan Kelly Fowler Gluys, and Bryan L. Kost of the Law Offices of Dulske & Gluys, P.C., San Antonio, TX, counsel for Appellant.

Matthew A. Myers, Sr., and Rebecca A. Rizzuti, Office of the Legal Advisor, United States Section, International Boundary and Water Commission, United States and Mexico, El Paso, TX, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The International Boundary and Water Commission contracted with EISG, Inc. to complete the construction of the rehabilitation of the Progresso Levee within the Lower Rio Grande in Hidalgo and Cameron Counties, Texas. The Commission later terminated the contract for default, and EISG appealed this decision.

Through mediation conducted by Board Judge Marian E. Sullivan, the parties settled the case. They have now filed a joint motion to dismiss the case with prejudice.

The motion is granted. The case is **DISMISSED WITH PREJUDICE.**

STEPHEN M. DANIELS
Board Judge